

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Kay Carlquist, Robert Jurca, and Bill Seuell, along with City Manager Lanny Sloan and City Attorney Mike Schottelkotte. Absent was Councilmember Guy Pfalzgraff. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Jurca and seconded by Councilmember Carlquist to approve the minutes of July 21, 2009 regular meeting as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

Bridgette Smith commented on the Recreation Center expansion.

Approval of the 2008 Audit Report

City Manager Lanny Sloan stated that the purpose to tonight is to accept the audit report that Council received at the last meeting.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to accept the 2008 audit report as submitted. All in favor, motion carried.

Public Hearing: Special Events Permit Application; The Salvation Army

The Mayor closed the regular meeting and convened a public hearing.

The Clerk explained that the Salvation Army has submitted a special event permit application for their fundraising event on August 21, 22 and 23, 2009. She stated that the event will be held at the Grand Valley Rally being held at 680 1800 Road. The application is complete and all the fees have been paid.

The Mayor called for public comment when there was none she closed the public hearing and reconvened the regular meeting.

It was moved by Councilmember Seuell and seconded by Councilmember Carlquist to approve the Salvations Army's application for a special events liquor permit for August 21, 22 and 23, 2009. All in favor, motion carried.

**Hotel/Restaurant Liquor License Renewal
Fiesta Vallarta Delta, Inc./DBA Fiesta Vallarta**

The Clerk reported that Fiesta Vallarta has submitted their renewal application for their Hotel/Restaurant Liquor License. She explained that the application is complete and all fees have been paid to the City and to the State. The Police Department has submitted a recommendation for renewal.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to approve the Hotel/Restaurant Liquor License Renewal for Fiesta Vallarta. All in favor, motion carried.

**Retail Liquor Store License Renewal
Spirits, Inc./DBA Moonshine Liquors**

The Clerk also reported that Moonshine Liquors has submitted their Retail Liquor Store Liquor License Renewal. She explained that the application is complete and all fees have been paid to the City and to the State. The Police Department has submitted a recommendation for renewal.

Regular Meeting, Delta City Council, August 4, 2009 (Cont.)

Retail Liquor Store License Renewal (cont.)

It was moved by Councilmember Jurca and seconded by Councilmember Seuell to approve the Retail Liquor Store Liquor License for Moonshine Liquors. All in favor, motion carried.

Bill Heddles Recreation Center Master Plan for Expansion

Culture and Recreation Director Wilma Erven explained that Council has in front of them the plan for expansion for three areas of the recreation center that has been identified as needing expanded. Ms. Erven introduced Bruce Flynn from Barker Rinker Seacat Architecture out of Denver.

Mr. Flynn presented Council with a summary of the three areas that are proposed to be expanded. He briefly explained the project goal of exploring the potential needs and expansions to the aquatics, fitness and conference areas and also to look at general improvements throughout the facility for energy operating efficiencies. He also presented a PowerPoint presentation showing the expansion plans.

Mr. Flynn went through each area that is proposed to be expanded explaining the changes to each area. He stated that one of their charges was to also develop a preliminary look on how the expansions might work architecturally. The idea was to continue the pleasant, simple lines of architecture of the existing building with the expansions and shape them to the activities within them and to not make any larger than they needed to be.

Mr. Flynn explained that this budget is intending to be a comprehensive project development budget that would include the following:

1. Construction costs for building and the associated site elements that have been presented.
2. Reasonable allocations for all the furniture, fixtures and equipment that might be required for the new spaces.
3. All the project development or soft costs associated with this type of project.
4. A full 10% contingency on top of all of the listed costs based on the construction starting early 2011.

Mr. Flynn stated that this is to provide a base line so that Council can understand what these costs were based upon yielding a total cost range of \$12 to \$15 million.

Ms. Erven explained that this is simply just a plan.

Councilmember Jurca questioned if Council is approving a plan to budget for construction documents or are they agreeing to a \$12 to \$15 million project.

Ms. Erven stated that Council would be accepting the plan. The action that would be taken at that time would be to talk with Council during budget work sessions to budget for the construction documents.

Councilmember Jurca also questioned if staff has looked over the plan to see what the needs really are.

Ms. Erven stated that staff has spent a lot of time going over the plans. There are some things that can be cut out that do not need to be done.

Mayor Cooper questioned if this included the upgrades to the heating and cooling system.

Ms. Erven stated that the new HVAC unit will expand well. In the aquatics area a new unit will need to be added.

Councilmember Carlquist questioned if that was included in this proposed cost.

Mr. Flynn stated that the budget includes mechanical, plumbing and electrical systems for all the expansion area.

Ms. Erven explained that there are many things that the City already has already done. She has been going line by line adjusting the needs of the City.

Councilmember Carlquist also questioned about financing.

Regular Meeting, Delta City Council, August 4, 2009 (Cont.)

Bill Heddles Recreation Center Master Plan for Expansion (cont.)

Ms. Erven explained that is going to be a multifaceted finance project. There are some great opportunities with this type of project. She will go after several different grants.

There was discussion on the support throughout the community of this project.

It was moved by Councilmember Carlquist to approve the master plan expansion of the recreation center as presented.

Councilmember Jurca stated that he would like to amend the motion to state that this is only approving the creation of the construction documents not to approving \$12 to \$15 million expansion.

City Manager Lanny Sloan stated that at this time they are only approving the plan not the construction. He explained that staff will be coming back to Council asking for the funding for the construction documents.

Councilmember Jurca stated that he would like that clear in the motion.

City Attorney Michael Schottelkotte stated that if the words "in concept only" were added that would clarify the motion.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to approve the master plan in concept only for the expansion of the recreation center as submitted. All in favor, motion carried.

City Attorney Comments

City Attorney Michael Schottelkotte thanked the Councilmembers who attended the mediation in the Simonds litigation.

City Manager Comments

City Manger Lanny Sloan reminded Council of the budget work session that is scheduled for August 11, 2009 at 6:00pm being held at Bill Heddles Recreation Center.

Councilmember Comments

Mayor Cooper reminded everyone of the Delta County Fair this week.

Executive Session

It was moved by Councilmember Jurca and seconded by Councilmember Carlquist to convene an Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under CRS Section 24-6-402(4)(e); or more specifically for discussion on Right-of-way Acquisitions for Confluence Drive. All in favor, motion carried.

At 7:34 p.m., the Regular Meeting was recessed. The Executive Session was convened a short time later.

At 7:47 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. She stated that in addition to herself, the participants in the Executive Session were Councilmembers Kay Carlquist, Robert Jurca and Bill Seuell, along with City Manager Lanny Sloan, Assistant City Manager Steve Glammeyer, and City Clerk Jolene Nelson. For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

The meeting was immediately adjourned.

Jolene E. Nelson, City Clerk